

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of Southern California Edison Company (E 3338-E) for Authority to Institute a Rate Stabilization Plan with a Rate Increase and End of Rate Freeze Tariffs.	Application 00-11-038 (Filed November 16, 2000)
Emergency Application of Pacific Gas and Electric Company to Adopt a Rate Stabilization Plan. (U 39 E)	Application 00-11-056 (Filed November 22, 2000)
Petition of THE UTILITY REFORM NETWORK for Modification of Resolution E-3527.	Application 00-10-028 (Filed October 17, 2000)

**ADMINISTRATIVE LAW JUDGE'S RULING REGARDING
APPLICATIONS FOR REHEARING OF DECISION 05-04-025**

Decision (D.) 05-04-025 was adopted by the Commission at the meeting of April 7, 2005, and mailed to the parties on April 8, 2005. The decision construed, applied, implemented, and interpreted certain provisions of Assembly Bill (AB) 1 of the Legislature's First Extraordinary Session of 2001-2002 (Stats. 2001, Ch. 4) (AB1X).

Senate Bill 31 of the First Extraordinary Session of 2001-2002 (Stats. 2001, Ch. 9) amended Public Utilities Code Section 1731, and added Public Utilities Code Section 1768. Section 1731(c) requires that as a prerequisite for filing a cause of action "in any court," an application for rehearing of a Commission decision construing, applying, or implementing the provisions of AB1X must be

filed within 10 days after the date of issuance of the decision. Accordingly, any applications for rehearing of D.05-04-025 are due on April 18, 2005.¹

Pursuant to Rule 86.2 of the Commission's Rules of Practice and Procedure, a response to an application for rehearing may be filed no later than 15 days after the day the application for rehearing is filed. Consequently, responses to any applications for rehearing will be due May 3, 2005, only two days before the May 5, 2005 Commission meeting. Therefore, so that the Commission may have sufficient time to consider any responses to any applications for rehearing that may be filed, the time for filing responses must be shortened. Although the Commission is not obligated to withhold a decision on an application for rehearing to allow time for a response to be filed,² the time for filing a response to the application for rehearing shall be shortened to April 27, 2005. Accordingly, any party filing a response to any applications for rehearing of the decision shall file and serve the response on or before April 27, 2005. Any response shall be served by electronic mail on those parties on the service list who have provided an e-mail address, and by first class mail or other expeditious mode of delivery to those who have not provided an e-mail address. In addition, any responses shall also be electronically served on the following Commission staff: Helen W. Yee (yee@cpuc.ca.gov).

Therefore, **IT IS RULED** that the time for filing a response to any applications for rehearing of Decision 05-04-025 shall be shortened. Any party

¹ In the decision, the Commission specifically noted the applicability of Section 1731(c), and in particular the 10-day time for filing applications for rehearing.

² See Rule 86.2 of the Commission's Rules of Practice and Procedure.

filing a response shall file the response on or before April 27, 2005, and shall serve the response in the manner specified above.

Dated April 8, 2005, at San Francisco, California.

/s/ PETER V. ALLEN

Peter V. Allen
Administrative Law Judge

CERTIFICATE OF SERVICE

I certify that I have by mail, and by electronic mail to the parties for whom an electronic mail address has been provided, this day served a true copy of the original attached Administrative Law Judge's Ruling Regarding Applications for Rehearing of Decision 05-04-025 on all parties of record in this proceeding or their attorneys of record.

Dated April 8, 2005, at San Francisco, California.

/s/ TERESITA C. GALLARDO

Teresita C. Gallardo

N O T I C E

Parties should notify the Process Office, Public Utilities Commission, 505 Van Ness Avenue, Room 2000, San Francisco, CA 94102, of any change of address to insure that they continue to receive documents. You must indicate the proceeding number on the service list on which your name appears.

The Commission's policy is to schedule hearings (meetings, workshops, etc.) in locations that are accessible to people with disabilities. To verify that a particular location is accessible, call: Calendar Clerk (415) 703-1203.

If specialized accommodations for the disabled are needed, e.g., sign language interpreters, those making the arrangements must call the Public Advisor at (415) 703-2074, TTY 1-866-836-7825 or (415) 703-5282 at least three working days in advance of the event.

